

RESOLUTION NO. 1375

RESOLUTION AMENDING CONTRACT.

WHEREAS, it is to the mutual benefit of the parties thereto, in order to modify the order of delivery and sizes of pipe to be delivered and to expedite the delivery of certain sizes of said pipe, that that certain contract dated April 2, 1947 by and between Johns-Manville Sales Corporation and this City be amended, therefore,

BE IT RESOLVED, that said contract be, and the same is hereby amended by adding thereto the following three paragraphs which shall have the full force and effect as if the same had been incorporated in the original contract:

1. That first party (Johns-Manville) shall take the necessary action to deliver one-half of the tonnage of pipe not delivered in November, 1947 in the month of December of the same year at the prices quoted in the contract of April 2, 1947.
2. That the balance of pipe undelivered under (1) above shall be delivered in the month of January, 1948 at prices in effect at the time of such delivery.
3. That the City of Lodi (second party) shall have the privilege of specifying footages and sizes of pipe to be delivered up to and including 183.69 tons in the month of December, 1947, such sizes to be only those appearing in the original contract and said City of Lodi shall have the right and privilege of specifying footages and sizes for all of the remaining balance of pipe to be delivered in January, 1948, or may, at its option, cancel such January deliveries should the prices then in effect be unsatisfactory.

The City Clerk shall make and certify a copy of this Resolution and forward the same to Johns-Manville Sales Corporation for their approval and these amendments shall be effective thereafter.

Certified to be a true copy of Resolution No. 1375 of
the City Council of the City of Lodi as passed and
adopted in regular meeting of said City Council held
November 5, 1947.



J. R. Beamer
City Clerk